1 Sheri M. Thome, Esq. Nevada Bar No. 008657 2 Rachel L. Wise, Esq. Nevada Bar No. 012303 3 WILSON, ELSER, MOSKOWITZ, **EDELMAN & DICKER LLP** 6689 Las Vegas Blvd. South, Suite 200 4 Las Vegas, Nevada 89119 5 Telephone: 702.727.1400 Facsimile: 702.727.1401 Email: Sheri.Thome@wilsonelser.com 6 Email: Rachel.Wise@wilsonelser.com 7 Attorneys for Defendant American Safety Insurance Company 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 CROWN LOGISTICS, LLC, a Nevada Case No. 3:21-cv-00081-MMD-WGC 11 Limited Liability Company, 12 Plaintiff, STIPULATION OF VOLUNTARY DISMISSAL OF PLAINTIFF'S SEVENTH 13 **CAUSE OF ACTION AGAINST** VS. AMERICAN SAFETY INSURANCE COMPANY, WITH PREJUDICE 14 AMERICAN SAFETY INSURANCE COMPANY; CONTINENTAL TRUCKING 15 ASSOCIATION, INC.; CONTINENTAL INSURANCE AGENCY, INC.; DOES I-16 XXX; and ABC CORPORATIONS A-Z; inclusive, 17 Defendants. 18 Plaintiff Crown Logistics, LLC ("Plaintiff") and Defendant American Safety Insurance 19 Company ("ASIC"), by and through their undersigned counsel, hereby file this Stipulation of 20 Voluntary Dismissal pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and agree and stipulate to dismiss, 21 with prejudice, Plaintiff's Seventh Cause of Action of Unauthorized Transaction of 22 Insurance/Injunction v. ASIC. Each party will bear their own attorneys' fees and costs incurred on 23 ASIC's Partial Motion to Dismiss Plaintiff's First Amended Complaint (ECF No. 7). 24  $\backslash \backslash$ 25  $\parallel$ 26 // 27 28

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1 Defendant ASIC hereby agrees to withdraw its Partial Motion to Dismiss Plaintiff's First 2 Amended Complaint (ECF No. 7). 3 IT IS SO STIPULATED. 4 DATED this 25<sup>th</sup> day of February, 2021. DATED this 25<sup>th</sup> day of February, 2021. 5 WILSON, ELSER, MOSKOWITZ, EDELMAN LEVERTY & ASSOCIATES LAW CHTD. & DICKER LLP 6 /s/ Sheri M. Thome\_ /s/ Patrick R. Leverty\_ By: 7 Sheri M. Thome, Esq. Patrick R. Leverty, Esq. Nevada Bar No. 008657 Nevada Bar No. 008840 8 Rachel L. Wise, Esq. Vernon E. Leverty, Esq. Nevada Bar No. 012303 Nevada Bar No. 001266 9 6689 Las Vegas Blvd. South, Suite 200 832 Willow Street Las Vegas, Nevada 89119 Reno, Nevada 89502 10 Sheri.Thome@wilsonelser.com pat@levertylaw.com Rachel.Wise@wilsonelser.com gene@levertylaw.com 11 Attorneys for Defendant American Safety Attorneys for Plaintiff Crown Logistics Insurance Company LLC 12 13 **ORDER** GOOD CAUSE SHOWN, IT IS SO ORDERED that Plaintiff's claim of Unauthorized 14 15 Transaction of Insurance/Injunction v. American Safety Insurance Company (Seventh Cause of Action) shall be dismissed with prejudice. Each party will bear their own attorney's fees and costs 16 incurred on ASIC's Partial Motion to Dismiss Plaintiff's First Amended Complaint, which ASIC 17 18 agrees to withdraw (ECF No. 7). 19 ASIC's Partial Motion to Dismiss Plaintiff's First Amended Complaint is hereby denied as 20 moot. 21 DATED this 1st day of March 22 23 24 UNITED STATES DISTRICT JUDGE 25 26 27 28